

REMARKS/ARGUMENTS

Examiner's first rejection:

The Examiner has rejected claims 1, 5, and 7 under 35 U.S.C. 102(b) as being anticipated by Haines (US 1,894,173). The Applicant disagrees with this basis for rejection, as noted below.

As previously indicated, there are no "side-mounted" lights within the Haines prior art reference, as previously indicated in the prior response to the prior Office Action. This, in combination with the fact that the present invention is gull-winged, clearly shows nonobviousness in lieu of the prior art.

The Applicant concedes that perhaps, on occasion, a small structural shape that is not essential to the functionality of the overall invention may be obvious. However, even if that is the case in the present invention, there are too many structural differences that are present in combination with various structural changes to automatically render the present invention obvious. The invention is to be reviewed as a whole and not by the individual parts or components that create the actual invention.

Applicant believes that the present invention has at least three to four important structural differences than the Haines prior art reference. If each structural difference is individually compared to the Haines prior art reference, of course this increases the chances of an "obviousness" finding because it quite easily be argued, looking at each specific change while ignoring each other change, that the one particular change being looked at is obvious. However, "as a whole," it is quite difficult to sustain a legal argument that all of the changes of the present invention, compared to the prior art, is obvious.

Claims 5 and 7 are directly derivative of claim 1. As claims that are derivative of claims that are believed to be in condition for allowance, claims 5 and 7 also is in condition for allowance due to the fact that they contain all limitations inherent in the base claim. Therefore, applicant believes he has traversed this rejection as well for claims 5 and 7.

Examiner's second rejection:

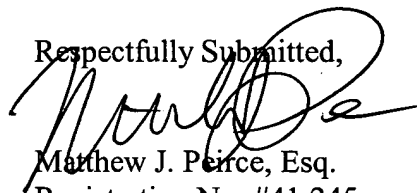
The Examiner has rejected claims 2-4 and 6 under 35 U.S.C. 102(b) as being anticipated by Haines (US 1,894,173). The Applicant disagrees with this basis for rejection, as noted below.

As the Applicant has presented a fairly strong argument for the claim that claim 1 is now in condition for allowance, claims 2-4 and 6, as claims that are either directly or indirectly derivative of claim 1, are also believed to be in condition for allowance. As claims that are derivative of claims that are believed to be in condition for allowance, claims 5 and 7 also is in condition for allowance due to the fact that they contain all limitations inherent in the base claim. Therefore, applicant believes he has traversed this rejection as well for claims 2-4 and 6.

CONCLUSION

For all of the above-described reasons, applicant submits that the specifications and claims are now in proper form, and that the claims define patentability over the prior art. In addition, applicants believe that her arguments in the "Remarks" section successfully traverses the objections and rejections brought forth by the Examiner in the Office Action. Therefore, the applicant respectfully submits that this application is now in condition for allowance, which action she respectfully solicits. If the Examiner feels that some of the dependent claims are allowable, the Applicant asks the Examiner to allow the Applicant to make any amendments to the allowed claims to incorporate all the limitations of the base claim and any intervening claims.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Matthew J. Peirce', is written over the text 'Respectfully Submitted,'.

Matthew J. Peirce, Esq.

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